

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Arbitration-O.P.No.65/96 filed by Sri M.Lakshmi Narasa Reddy, Contractor on the file of 1st Sr.Civil Judge, City Civil Court,Hyderabad-E.P.No.106/2002 in Hon`ble High Court of A.P. for attachment of (R&B) Division, Markapur – Payment of decretal amount for an amount of Rs.1,86,930/- Sanctioned – Orders – Issued.

TRANSPORT,ROADS AND BUILDINGS (R.VI) DEPARTMENT

G.O.Rt.No. 1198

Dated: 27-10-2009
Read the following:-

From Engineer-in- Chief (R&B) Roads, Letter No.13176/
DEE.2/AEE-2/85, Dated: 29-5-2009

ORDER:

The Engineer-in-Chief (R&B), State Roads in his letter read above, has informed that Sri M.Lakshmi Narasa Reddy, Contractor who executed the work "Construction of H.L.'T' beam; bridge across river Gundlakamma near Addanki in Km.31.32 of Darsi-Addanki road vide CR.Agt.No.32/79-80 and abandoned the work without completion and left over the work to a tune of Rs.8.93 Lakhs against the estimate cost of Rs.76.72 Lakhs. Hence, the work was determined under Cl.60(a) of P.S. to A.P.S.S. The Contractor has approached the City Civil Court, Hyderabad for seeking arbitration with 12 claims and the sole arbitrator has passed an award on 23-3-1996 and also the 1st Senior Civil Judge, City Civil Court, Hyderabad passed the decree on 25-1-2002 in O.P.No.65/96 in favour of the Contractor duly allowing the Claims No.1,2&4 to 11 with an interest of 18% from the date of filing of the O.P. till the date of order. Due to non-implementation of the orders in O.P.No.65/96, the Contractor filed E.P.No.106/2002 in the Hon`ble City Civil Court, Hyderabad for attachment of (R&B) Division, Ongole and a counter was filed in the Hon`ble High Court, Hyderabad and the Court has given directions to deposit 50% of the decretal amount with interest. The 50% of decretal amount i.e., Rs.7,64,055/- was deposited in the Hon`ble 1st Senior Civil Judge, City Civil Court, Hyderabad, balance amount of Rs.10,60,195/- also deposited in the Court, and informed that the remaining amount Rs.1,86,930/- will be deposited in due course. As such the Engineer-in-Chief (R&B) Roads has requested the Government to sanction the said amount to deposit before the Court to avoid further legal complications.

2. The Government after careful examination of the above matter hereby accord sanction for an amount of Rs.1,86,930/- (Rupees One lakh eightysix thousand nine hundred and thirty only) towards payment of decretal amount with interest in E.P.No.106/2002 filed in the Hon`ble High Court.

P.T.O.

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3. The expenditure sanctioned above shall be met from the following head of Account :

"5054 – COL on Roads & Bridges 04 – District and Other Roads MH 800 Other Expenditure Schemes included in the Plan GH.11-Normal State Plan SH (07) – Major District Road 530 – Major works 531-Other expenditure (Charged)" and shall initially be met by way of as an advance from Contingency fund. Orders regarding which will be issued by Finance (BG.I) Department separately.

4. The Engineer-in-Chief (R&B) Roads, Hyderabad shall take necessary action accordingly and send necessary supplementary proposal at appropriate time during current financial year towards recoupment above sanctioned amount to Contingency fund.

5. This orders issues with the concurrence of Finance Department vide their U.O.No.024661/1018/A2/Expr.PWD/09 Dated: 12-10-2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.T. CHATTERJEE
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Engineer in Chief (R&B) Roads, Hyderabad.
The Accountant General, Andhra Pradesh, Hyderabad.
Copy to:
The Pay and Accounts Officer, Ongole, Prakasam District.
The Finance (Expr.PW) Department.
The Finance (BG.1) Department.
P.S. to M(R&B).
P.S. to Prl.Secretary (TC)
SF/SC

//FORWARDED BY ORDER//

SECTION OFFICER